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October 17, 2006

BY CM/ECF and HAND DELIVERY

John E. James, Esquire
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Re: • *Magten Asset Management Corp. and Law Debenture Trust Co. v. Northwestern Corp.*; C.A. No. 04-1494-JJF
• *Magten Asset Management Corp. v. Mike J. Hanson and Ernie J. Kindt*; C.A. No. 05-0499-JJF
• *Magten Asset Management Corp. v. Paul Hastings Janofsky & Walker, LLP*; C.A. No. 04-1256-JJF

Dear Special Master James:

We write on behalf of the Plaintiffs in the above-captioned actions, which have been consolidated for discovery. Discovery in these cases had been stayed by Local Rule 30.2 since February, because all defendants had joined in Northwestern's Motions for protective orders. By Orders dated September 29, 2006 (copies of which are attached as Exhibit A), the Court denied those motions in their entirety. The Court also denied the Plan Committee's motion to intervene in these cases (Exhibit B).

By letter to the Court yesterday, Plaintiffs proposed a revised schedule of approximately 4-5 months to complete fact discovery. Plaintiffs write today to request that the Special Master conduct a conference with the Parties for the purpose of setting a discovery procedures order, or otherwise discussing your preferences for bringing disputes before the Special Master. If the Special Master's calendar permits, the Plaintiffs respectfully request that the conference be held in-person to permit counsel to become acquainted with the Special Master.

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Counsel is available by telephone, should the Special Master have any questions.

Respectfully submitted,

Dale R. Dubé
I.D. No. 2863

- and -

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DRD/pb

cc: Clerk of Court (via hand delivery)
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